

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45729 of 2015

Arising Out of PS.Case No. -94 Year- 2015 Thana -ARIYARI District- SEKHPURA

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Uday Chauhan Son of Chaudhi Chauhan @ Chouthi Chauhan resident of
village - Tadapar, P.S. Ariari, District - Sheikhpura

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Bharat Lal

For the Opposite Party : Mr. Nityanand Tiwary, App.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 01-02-2016 Heard learned counsel for the petitioner and learned
counsel for the State

The petitioner is apprehending his arrest in connection
with Ariari P.S. Case No. 94 of 2015 for the offences instituted
under Section 411 of the Indian Penal Code.

As per prosecution case that petitioner along with other
co-accused came on motorcycle and they started abusing and
assaulting the informant and informant's helper Ram Pukar. It is
further alleged that they demanded Rs.5,00,000/- and they have
threatened to put the all vehicles and machines on fire, but
showing pistol, if the aforesaid demand was not met and the
accused petitioner returned back. It is further alleged that the
present petitioner along with other co-accused persons threatened

and started to damage machines and took away four batteries along with fan, speaker and damaging the computerized machine.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. Petitioner has been made accused due to mistake of fact. From perusal of Annxure-2, it would appear that the name of the petitioner has been instituted due to mistake of fact.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of six weeks from today in connection with Ariari P.S. Case No. 94 of 2015 on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Sheikhpura, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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